

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

BRAD HARBISON, as Independent  
Administrator of the Estate of Danielle  
Renee Harbison,; and BRAD HARBISON,  
as next friend of minor children Wes  
Harbison and Molly Harbison;

Plaintiffs,

vs.

COUNTY OF SARPY, Nebraska, a political  
subdivision of the State of Nebraska;  
SARPY COUNTY SHERIFF'S OFFICE, an  
Agency of the County of Sarpy; JEFF  
DAVIS, Sheriff; CITY OF BELLEVUE, a  
municipal corporation and political  
subdivision of the State of Nebraska;  
BELLEVUE POLICE DEPARTMENT, an  
agency of the City of Bellevue; MARK  
ELBERT, Police Chief; BELLEVUE FIRE  
DEPARTMENT, an agency of the City of  
Bellevue; PERRY GUIDO, Fire Chief;  
MARK TOPIL, MARK SHILLER, ALLYSA  
RANGE, TIMOTHY KENDALL, CODY  
KRUSE, DANIEL POTMESIL, REECE  
POST, AARON JONES, AARON JEZEK,  
MATT MCGINN, ERIN MCCORMICK,  
JASON WEBER, MARK ARMSTRONG,  
ERIC MIXAN, and KEITH SANDERS,

Defendants.

**8:20CV245**

**ORDER**

Pursuant to the plaintiffs' motion to dismiss individual capacity claims against defendants Mark Topil, Daniel Potmesil, Reece Post, Matt McGinn, and Keith Sanders, Filing No. 136, the Court hereby enters an Order dismissing the individual capacity claims against Defendants Mark Topil, Daniel Potmesil, Reece Post, Matt McGinn, and Keith Sanders.

IT IS SO ORDERED.

Dated this 19th day of July, 2021.

BY THE COURT:

s/ Joseph F. Bataillon  
Senior United States District Judge